

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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NATIONAL CASUALTY COMPANY,

Plaintiff,

C. A. No. 04-10167-MLW

v.

FIRST STATE INSURANCE GROUP,

Defendant.

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**DEFENDANT FIRST STATE INSURANCE GROUP'S MOTION FOR
LEAVE TO FILE A REPLY TO PLAINTIFF NATIONAL CASUALTY
COMPANY'S OPPOSITION TO DEFENDANT'S MOTION TO STRIKE**

Defendant First State Insurance Group ("First State") respectfully moves, pursuant to Local Civil Rule 7.1(b)(3), for leave to file a Reply to Plaintiff National Casualty Company's ("National Casualty") Opposition to First State's Motion to Strike. A copy of First State's Reply is attached hereto.

As grounds for this Motion, First State respectfully submits that a Reply is necessary to demonstrate that the concerns raised by First State in its Motion to Strike, and by National Casualty in its Opposition thereto, may be resolved in a manner satisfactory to both parties.

First State Insurance Group
By its attorneys,



Mitchell S. King, Esq. (BBO#2728107)
Thomas M. Elcock, Esq. (BBO #548027)
Prince, Lobel, Glovsky & Tye LLP
585 Commercial Street
Boston, Massachusetts 02109
(617) 456-8000

-and-

Mound, Cotton, Wollan & Greengrass
One Battery Park Plaza
New York, NY 10004
(212) 804-4200

Dated: October 8, 2004

CERTIFICATE OF SERVICE

I, Thomas M. Elcock, hereby certify that on October 8, 2004, I served First State Insurance Group's Defendant First State Insurance Group's Motion For Leave To File A Reply To Plaintiff National Casualty Company's Opposition To Defendant's Motion To Strike by causing copies to be delivered via facsimile, hand delivery and first class mail, postage prepaid, to counsel of record for all parties.

A handwritten signature in cursive script, appearing to read "Thomas M. Elcock", is written over a horizontal line.

Thomas M. Elcock